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Dkt. #850-PCT-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : John H. HEALEY and Gene R. DIRESTA
U.S. Serial No. : 09/890,116 Examiner: Donna A. Jagoe
Filing Date : November 20, 2001 Art Unit: 1614
For : ANTI-RESORPTIVE BONE CEMENTS AND
ALLOGENEIC, AUTOGRAFIC, AND XENOGRAFIC
BONE GRAFTS

Law Offices of Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, NY 11357

September 24, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir/Madam:

AMENDMENT IN RESPONSE TO JUNE 24, 2004 OFFICE ACTION

This Amendment is submitted in response to the June 24, 2004 Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the June 24, 2004 Office Action is due September 24, 2004. Accordingly, this Amendment is being timely filed.

No fee other than the extra claims fee is deemed necessary in connection with the filing of this Amendment. Upon entry of this Amendment, 84 total claims and 16 independent claims will be pending and under examination. 20 total claims and 3 independent claims are included in the basic filing fee. At the time of the filing of this Application, Applicants have paid for 17 extra claims in excess of the 20 claims and for 6 extra independent claims in excess of 3 independent claims included in the basic filing fee. In filing this Amendment, Applicants are required to pay for another 47 extra claims at

09/28/2004 HVUONG1 00000021 09890116

01 FC:2202
02 FC:2201

423.00 OP
301.00 OP

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\$9.00 per claim and for another 7 extra independent claims at \$43.00 per claim. Therefore, the total fee for the extra claims is [(47 extra claims x \$9.00 per claim = \$423.00) + (6 extra independent claims x \$43.00 per claim = \$301.00)] **\$724.00**. Applicants hereby enclose a check in the amount of SEVEN HUNDRED AND TWENTY-FOUR DOLLARS (\$724.00) for the extra claims fee.